

## **REMARKS/ARGUMENTS**

The office action of October 31, 2006 (the Office Action) has been reviewed and these remarks are responsive thereto. Claims 1-109 are pending in this application. By this amendment, Claims 1-2, 9, 15, 79-91, 103, 108 and 109 have been amended. Support for the claim amendments can be found in the application as originally filed. Reconsideration and allowance of the instant application are respectfully requested.

### **Rejections Under 35 U.S.C. § 112**

Claim 1 is rejected under 35 U.S.C. § 112, second paragraph, as being indefinite. Applicants have amended Claim 1 for the “first mobile terminal” and appreciate the Examiner suggesting the proper language. Applicants have also corrected this issue in Claims 108 and 109.

Applicants have also amended Claim 2 to correct the grammatical error of “apart” which should be “a part”.

Applicants have also corrected antecedent basis problems in Claims 15, and 79-91, by changing “device” to “first mobile terminal”.

Claim 103 is objected to because of informalities. Applicants have amended Claim 103 to correct the grammatical error caused by the extra “performed”.

### **Rejections Under 35 U.S.C. § 103**

Claims 1-5, 8, 10-17, 22-27, 29-91 and 93-98 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Pat. No. 6,480,480, hereinafter Du, in view of U.S. Pub. No. 2005/0028208, hereinafter Ellis et al. Applicants traverse this rejection.

The Examiner states that Du discloses “Authenticating of the second mobile terminal ... with the first mobile terminal” and refers to Fig.1, and Col. 2, lines 17-22, Col. 3, lines 23-53 and Col. 4, lines 32-46. Applicants respectfully disagree. Du does not disclose any feature of “authenticating said second mobile terminal with said first mobile terminal” at the cited disclosure, or at any other place in its specification. Fig. 1 of Du simply shows four terminals in a radio local

area network, and at Col. 2, lines 17-22, Du describes this figure. At Col. 3, lines 23-53 Du is describing registering a new terminal into the local area network. There is no description, explicit or implicit, of authenticating a second mobile terminal. Finally, at Col. 4, lines 32-46 Du again describes terminal registration, and only makes mention of **user authenticity**, which is entirely different from authenticating a second mobile terminal. Accordingly, Applicants assert that Du does not disclose this feature.

The Examiner states that Du also discloses “transmitting inhibit rule data (control functions) from the second mobile to the first mobile terminal via wireless interface” and refers to Col. 4, lines 32 to Col. 5, line 18. Applicants respectfully disagree.

Du does not disclose any feature of “transmitting inhibit rule data from said second mobile terminal to said first mobile terminal via the wireless interfaces” at the cited disclosure, or at any other place in its specification. Du at Col. 4, lines 32 to 46 discloses registering a new terminal into a radio local area network. At Col. 4, lines 47 to 65, Du discloses types of bandwidth connections that can be established with a terminal (unicast, multi-cast, etc.). Finally at Col. 4, lines 66 to Col. 5, line 18, Du discloses setting up MAC (Media Access Control) protocol. Du’s disclosure of “MAC control functions” (Col. 5 lines 9-14) are for the process of establishing communication channels and transmission protocols, and have no relationship to transmitting inhibit rule data. Accordingly, Applicants assert that Du does not disclose this feature.

The Examiner states that Du discloses “Inhibiting certain functions of the second mobile terminal so that the functions are no longer operable by the controller, the inhibiting being performed based on the transmitted inhibit rule data without being based on additionally provided data received by the second mobile terminal from one of a third device and a content source and further retransmitting data concerning the use of the functions of the device” and refers to Col. 4, lines 32-Col. 5, line 18, Col. 5, line 61-Col. 6, line 36 and Col. 8, lines 9-39. Applicants disagree.

Applicants note that Claim 1 does not recite the clause about “and further retransmitting data concerning the use of the functions of the device”. As for the language recited by Claim 1, Du does not disclose it at the cited disclosure, or at any other place in its specification. As previously discussed, Du at Col. 4, lines 32-Col. 5, line 18 discloses registering a terminal, setting up bandwidth connections, and establishing communications channels. At Col. 5, line 61-Col. 6, line 36, Du discloses further the establishing of MAC protocol and transport channels. Again, the “MAC control functions” are completely different from the inhibit rule data as recited in the present invention. Finally, at Col. 8, lines 9-39, Du discloses further information regarding the MAC protocol and transport channels. Accordingly, Applicants assert that Du does not disclose this feature.

Accordingly, Applicants assert that Du does not disclose **any** of the features recited by Claim 1 of the present application. Further, Du in combination with any of the cited references does not disclose or make obvious all the features recited by Claim 1. Applicants assert that Claim 1 and all claims dependent upon it are allowable.

With regard to Claims 5-8, the Examiner states that Du discloses “where the content server uses HTML, XHTML, XML or WML, where the wireless interface includes Bluetooth (RF) interfaces and the terminals employ HTTP over RF and/or TCP/IP and/or wireless application protocol (WAP) over RF”. Applicants disagree. Du discloses **none** of these high level application protocols. Du only discloses low-level radio transmission and local area network protocols.

Claim 9 stands rejected under 35 U.S.C. § 103(a) as being unpatentable over Ellis, in view of U.S. Pat. No. 7,020,456, hereinafter Smeets et al. Applicants traverse this rejection.

Claim 9 is an independent claim which includes features similarly recited in Claim 1, including authenticating of said mobile remove control means. Ellis does not disclose this feature. Therefore Ellis does not disclose or make obvious all the features recited by Claim 9, even in

combination with Smeets or even Du. Accordingly, Applicants assert that Claim 9 and all claims dependent upon it are allowable.

Claims 6-7, 18-21, 28, 92 and 103-109 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Du, in view of Ellis et al. and further in view of Smeets et al. Applicants traverse this rejection. Claims 6-7, 18-21, 28, 92 and 108-109 all depend upon allowable independent claims, and are therefore allowable. Claim 103 is an independent claim, and for the reasons discussed above with regard to Claims 1 and 9, neither Du, Ellis, or Smeets, either alone or in combination, disclose or make obvious all the features recited by Claim 103. Accordingly, Claim 103 and all claims dependent upon it are allowable.

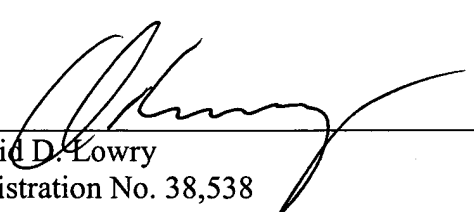
Claims 99-102 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Du, in view of Ellis et al. and further in view of U.S. Pat. No. 6,564,047, hereinafter Steele et al. Applicants assert that these claims depend upon allowable independent claims, and are therefore allowable.

#### Conclusion

Based on the foregoing, Applicants respectfully submit that the application is in condition for allowance and a notice to that effect is earnestly solicited. Should the Examiner believe that anything further is desirable in order to place the application in even better form for allowance, the Examiner is respectfully urged to contact Applicants' undersigned representative at the below-listed number.

Respectfully submitted,

Date: January 29, 2007

By:   
David D. Lowry  
Registration No. 38,538

BANNER & WITCOFF, Ltd.  
28 State Street 28<sup>th</sup> Floor  
Boston, MA 02109-1775  
Telephone: (617) 720-9624  
Facsimile: (617) 720-9601